

Message Text

CONFIDENTIAL

PAGE 01 GENEVA 02480 101901Z

42

ACTION IO-10

INFO OCT-01 EUR-12 EA-06 ISO-00 IOE-00 SSO-00 NSCE-00

INRE-00 USIE-00 CIAE-00 DODE-00 PM-03 H-02 INR-07

L-02 NSAE-00 NSC-05 PA-01 PRS-01 SP-02 SS-15 AID-05

FDRE-00 HEW-02 OIC-02 AF-06 ARA-06 NEA-09 SR-02 ORM-01

ACDA-05 NIC-01 /106 W

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O R 101742Z APR 75

FM USMISSION GENEVA

TO SECSTATE WASHDC IMMEDIATE 1982

INFO USMISSION USUN NEW YORK

AMEMBASSY SAIGON IMMEDIATE

JEC PARIS 7791

C O N F I D E N T I A L GENEVA 2480

E.O. 11652: GDS

TAGS: WHO PORG ZE XC VS VN UN

SUBJ: 28 WHA: INDOCHINA - PRG ISSUE

REF: A. GENEVA 2443 B. STATE 79468

1. AFTER DISCUSSION INFO CONTAINED REFTTEL, SVN
AMBASSADOR LE VAN LOI DECIDED TO SEND FORMAL NOTE TO
WHO MAHLER PROTESTING PRESUMED WHO INTENTION CIRCULATE
PRG APPLICATION FOR FULL MEMBERSHIP IN ORGANIZATION
BEFORE DEADLINE DATE FOR RECEIPT APPLICATIONS ON
APRIL 12, 1975. MISSION RECOMMENDS DEPT CONSIDER
AUTHORIZING IT MAKE SIMILAR DEMARCHE MAHLER IN SAME
TIME FRAME.

2. LOI INTENDS BASE ARGUMENT IN NOTE ON FACT PRG
DOES NOT REPRESENT STATE WITHIN MEANING OF WHO
CONSTITUTION (ART III). HE THUS CONSIDERS THAT CIR-
CULATION OF PRG REQUEST AS OFFICIAL WHO DOCUMENT IS
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PAGE 02 GENEVA 02480 101901Z

CONTRARY TO THE WHO CONSTITUTION. SUCH AN ACTION ON

THE PART OF WHO, CONTRARY TO MAHLER'S REPEATED PROTESTATIONS TO HIM OF MAINTAINING WHO "NEUTRALITY," IN FACT IMPLIES A DECISION ON PART OF WHO THAT PRG SOMEHOW MEETS QUALIFICATIONS FOR HO MEMBERSHIP WHICH IT CLEARLY DOES NOT.

3. LOI FURTHER BELIEVES IT IMPORTANT MOVE QUICKLY BECAUSE ARGUMENTATION OUTLINED PARA 4 REFTEL A BASED ON INARTICULATED ASSUMPTION THAT PRG QUALIFIES FOR MEMBERSHIP. LOI FINDS RATIONALE PARA 4 SPECIOUS IN PART AND GENERALLY UNWORKABLE FOR THE FOLLOWING REASONS: A) THERE IS NO QUESTION OF "PROTECTING" GVN PARTICIPATION SINCE NO ONE, EVEN PRG, HAS ASKED THEY BE SUSPENDED; B) THERE WILL BE A POLITICAL FIGHT TO KEEP OUT PRG; C) THERE IS IMPLICATION IN SUGGESTION THAT EACH PARTY (HANOI, PRG, SAIGON GOVTS) NOT BE RECOGNIZED AS SEPARATE STATES THAT GVN WOULD BE DEMOTED TO STATUS NOT PROVIDED IN CONSTITUTION; D) THERE IS NO REASON TO BELIEVE THAT HAVING REQUESTED FULL MEMBERSHIP PRG WILL SETTLE FOR ANYTHING LESS.

4. LOI ASSURED CONTINUING US SUPPORT ALONG LINES OUTLINED REF B. HE CANDIDLY NOTED THAT VOTE WOULD INEVITABLY BE CLOSE AND RISK WAS HIGH THAT PRG MIGHT SUCCEED. HE WONDERED IF FRG TACTIC IN GDR CASE OF ASKING FOR POSTPONEMENT FOR A YEAR MIGHT NOT BE USEFUL PATTERN FOLLOW. HE CONCLUDED BY REPEATING HIS RECENT AND PROBABLY FUTILE COMMENT TO MAHLER TO THE EFFECT THAT SVN WAS REQUESTING SECGEN TO BE LESS "NEUTRAL" AND MORE "OBJECTIVE" IN THE MATTER.

5. MISSION AGREES SUBSTANTIALLY WITH LOI'S VIEWS AND FURTHER CONSIDERS THAT WHO SHOULD BE MADE CLEARLY AWARE OF OUR CONTINUING INTEREST IN STRICT ADHERENCE BY ALL INTERNATIONAL ORGANIZATIONS TO THEIR CONSTITUTIONS AND RULES OF PROCEDURE.
ABRAMS

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05 JUL 2006

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